

Chapter 26

**TRAFFIC AND VEHICLES\***

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**\*Cross references**—Emergency services, ch. 10; traffic in parks, § 18-33.

**State law references**—County's authority regarding vehicular and pedestrian traffic, G.S. 153A-121; authority to operate, acquire, etc., off-street parking facilities, G.S. 153A-275.

## ARTICLE I. IN GENERAL

**Secs. 26-1—26-30. Reserved.**

## ARTICLE II. PARKING, STOPPING, AND STANDING\*

### DIVISION 1. GENERALLY

**Secs. 26-31—26-50. Reserved.**

### DIVISION 2. COUNTY PROPERTY

#### **Sec. 26-51. Purpose of division.**

The purpose of this division is to adopt and provide uniform regulations for the parking of motor vehicles on county-owned property.  
(Ord. of 3-9-92, § 2)

#### **Sec. 26-52. Territorial jurisdiction of division.**

This division shall be applicable to all county-owned property, wherever located.  
(Ord. of 3-9-92, § 3)

#### **Sec. 26-53. Definitions.**

The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

*Driver* means the operator of a vehicle. The terms "driver" and "operator" and their cognates are synonyms.

*Motor vehicle* means every vehicle which is self-propelled, and every vehicle designed to run upon the highways which is pulled by a self-propelled vehicle.

*Operator* means a person in actual physical control of a vehicle which is in motion or which has the engine running. The terms "operator" and "driver" and their cognates are synonyms.

*Owner* means the person holding the legal title to a vehicle. Any mortgagor, conditional vendor or les-

\***Cross reference**—Off-street parking and loading, § 28-336 et seq.

see of a vehicle, vested with the right of immediate possession of such vehicle, shall be deemed to be the owner for the purpose of this division.

*Park* means the standing of a vehicle, whether occupied or not, otherwise than temporarily for the purpose of, and while actually engaged in, loading or unloading.

*Person* means every individual, firm, partnership, association, corporation, governmental agency or combination thereof of whatsoever form or character.

*Standing* means any stopping of a vehicle, whether occupied or not.

*Stop* means complete cessation of movement.

*Vehicle* means every device in, upon or by which any person or property is or may be transported or drawn upon a highway, except for devices moved by human power or used exclusively upon fixed rails or tracks; provided, however, that for the purposes of this division, bicycles shall be deemed vehicles, and every rider of a bicycle upon county-owned property used as a parking lot or area shall be subject to the provisions of this division applicable to the driver of a vehicle except those which by their nature can have no application.

*Way of travel* means the areas not marked for parking in county-owned parking lots which provide the means of access to such parking spaces. Directional arrows when painted in such areas indicate the permitted direction that a motor vehicle must travel.

(Ord. of 3-9-92, § 4)

**Cross reference**—Definitions generally, § 1-2.

#### **Sec. 26-54. Penalties for violation of division.**

(a) Any person violating any provision of this division shall be responsible for an infraction and shall be required to pay a penalty of not more than \$50.00, as authorized by G.S. 14-4(b).

(b) Any vehicles parked in violation of this division may be removed from the property at the direction of the county manager to a storage area or garage. If a vehicle is so removed, the owner, as a condition of regaining possession of the motor vehicle, shall be required to pay to the county all reason-

able costs incidental to the removal and storage of the vehicle and any penalty due for the violation, as authorized by G.S. 153A-170.

(c) The prima facie rule of evidence created by G.S. 20-152.1 is incorporated in this subsection by this reference and made applicable to prosecution for violations of this division.  
(Ord. of 3-9-92, § 6)

**Sec. 26-55. Stopping, standing and parking; restrictions and prohibitions.**

(a) On any county-owned lot which is marked off with lines or other devices, indicating the parking spaces for motor vehicles, any such vehicle parked there must be parked between such lines or other devices used to indicate the parking spaces.

(b) No vehicle shall stop in any parking lot except for the purpose of parking as prescribed in this division, unless such stop is made necessary by the approach of an authorized emergency vehicle, by the passing of some other vehicle or by a pedestrian, or by some emergency.

(c) No person shall stop, stand or park a motor vehicle, except when necessary to avoid conflict with other traffic or in compliance with the directions of a law enforcement officer, or a traffic control device, in any of the following places of a county-owned parking lot:

- (1) On any sidewalk or crosswalk;
- (2) Within any entryway or driveway to such lot;
- (3) On a designated fire lane; or
- (4) On or within any way of travel in such lot so as to block or prevent other traffic from passing thereon, except as may be necessary while actually loading or unloading.

(d) No person shall stand or park a vehicle upon any county-owned parking lot for the principal purpose of:

- (1) Displaying it for sale;
- (2) Washing, greasing or repairing such vehicle, except repairs necessitated by an emergency;
- (3) Storage thereof by garages, dealers or other persons;

(4) Storage of any detached trailer or van when the towing unit has been disconnected, or for the purpose of transferring merchandise or freight from one vehicle to another; or

(5) Advertising.

(e) When authorized signs are placed, erected or installed, giving notice that parking is prohibited, no person shall park a vehicle at any time on an area of a county-owned parking lot, so posted.

(f) Where authorized signs, symbols or diagrams are placed, erected or installed giving notice that parking is prohibited during certain periods of time, or for longer than stated periods of time, no person shall park a vehicle during such prohibited parking periods or for longer than such stated parking periods. The changing of the position of a vehicle from one parking space directly to another parking space or back to the same parking space within the same parking lot shall be deemed one continuous parking period.

(g) Where authorized signs, symbols or diagrams are placed, erected or installed giving notice of a loading zone, no person shall park or stand a vehicle except for the purpose of taking on or discharging passengers or loading or unloading cargo.

(h) Where authorized signs, symbols, numbers or diagrams are placed, erected or installed, giving notice that parking is reserved for certain persons or classes of persons, or certain purposes, no person shall stop or stand a vehicle unless that person is one for whom such parking is reserved, or unless the vehicle was parked for such reserved purpose.

(i) No person driving or in charge of a motor vehicle shall permit it to stand unattended in any county-owned parking lot or area without first stopping the engine and effectively setting the brake thereon.

(Ord. of 3-9-92, § 5)